

U.S. Department of Justice
Washington, DC 20530

Exhibit A
To Registration Statement
Pursuant to the Foreign Agents Registration Act of 1938, as amended

OMB NO. 1124-0006

Privacy Act Statement. The filing of this document is required by the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 et seq., for the purposes of registration under the Act and public disclosure. Provision of the information requested is mandatory, and failure to provide this information is subject to the penalty and enforcement provisions established in Section 8 of the Act. Every registration statement, short form registration statement, supplemental statement, exhibit, amendment, copy of informational materials or other document or information filed with the Attorney General under this Act is a public record open to public examination, inspection and copying during the posted business hours of the Registration Unit in Washington, DC. Statements are also available online at the Registration Unit's webpage: <http://www.fara.gov/>. One copy of every such document, other than informational materials, is automatically provided to the Secretary of State pursuant to Section 6(b) of the Act, and copies of any and all documents are routinely made available to other agencies, departments and Congress pursuant to Section 6(c) of the Act. The Attorney General also transmits a semi-annual report to Congress on the Administration of the Act which lists the names of all agents registered under the Act and the foreign principals they represent. This report is available to the public in print and online at: <http://www.fara.gov/>.

Public Reporting Burden. Public reporting burden for this collection of information is estimated to average .49 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Chief, Registration Unit, Counterespionage Section, National Security Division, U.S. Department of Justice, Washington, DC 20530; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

*Furnish this exhibit for EACH foreign principal listed in an initial statement
and for EACH additional foreign principal acquired subsequently.*

1. Name and address of registrant

Whitney Coffin Colby II
208 West San Francisco Street #2
Santa Fe, New Mexico 87501

2. Registration No.

6007

3. Name of foreign principal

Bharat Petroleum Corporation Limited

4. Principal address of foreign principal

Industrial & Commercial, SBU, 4th Floor, Bharat Bhavan 1, 4&6 Currimbhoy
Road, Ballard Estates, Mumbai 400001, India

5. Indicate whether your foreign principal is one of the following:

☐ Foreign government☐ Foreign political party☒ Foreign or domestic organization: If either, check one of the following:☐ Partnership☐ Committee☒ Corporation☐ Voluntary group☐ Association☐ Other (specify):☐ Individual-State nationality

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6. If the foreign principal is a foreign government, state:

a) Branch or agency represented by the registrant

b) Name and title of official with whom registrant deals

7. If the foreign principal is a foreign political party, state:

a) Principal address

b) Name and title of official with whom registrant deals

c) Principal aim

Formerly CRM-157

FORM NSD-5
DECEMBER 2003

Received Time Nov. 15. 2:12PM

8. If the foreign principal is not a foreign government or a foreign political party.

a) State the nature of the business or activity of this foreign principal.

The foreign principal is an Oil Company whose primary activities are oil refining.

b) Is this foreign principal

Supervised by a foreign government, foreign political party, or other foreign principal

Yes ☒ No ☐

Owned by a foreign government, foreign political party, or other foreign principal

Yes ☒ No ☐

Directed by a foreign government, foreign political party, or other foreign principal

Yes ☒ No ☐

Controlled by a foreign government, foreign political party, or other foreign principal

Yes ☒ No ☐

Financed by a foreign government, foreign political party, or other foreign principal

Yes ☒ No ☐

Subsidized in part by a foreign government, foreign political party, or other foreign principal

Yes ☒ No ☐

9. Explain fully all items answered "Yes" in Item 8(b). (If additional space is needed, a full insert page must be used.)

The foreign principal is partially owned by the Government of India. The corporation is traded on the Mumbai Stock Exchange. The corporation as a government appoint Executive Director that has a supervisory and control function. The corporation is partially financed by the Government of India and benefits from subsidies provided by the Government.

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10. If the foreign principal is an organization and is not owned or controlled by a foreign government, foreign political party or other foreign principal, state who owns and controls it.

Date of Exhibit A
16th November 2010

Name and Title
Whitney Coffin Colby II

Signature

Whitney Coffin Colby II

U.S. Department of Justice
Washington, DC 20530

Exhibit B
To Registration Statement
Pursuant to the Foreign Agents Registration Act of 1938, as amended

OMB NO. 1124-0004

INSTRUCTIONS: A registrant must furnish as an Exhibit B copies of each written agreement and the terms and conditions of each oral agreement with his foreign principal, including all modifications of such agreements, or, where no contract exists, a full statement of all the circumstances by reason of which the registrant is acting as an agent of a foreign principal. One original and two legible photocopies of this form shall be filed for each foreign principal named in the registration statement and must be signed by or on behalf of the registrant.

Privacy Act Statement. The filing of this document is required by the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, for the purposes of registration under the Act and public disclosure. Provision of the information requested is mandatory, and failure to provide this information is subject to the penalty and enforcement provisions established in Section 8 of the Act. Every registration statement, short form registration statement, supplemental statement, exhibit, amendment, copy of informational materials or other document or information filed with the Attorney General under this Act is a public record open to public examination, inspection and copying during the posted business hours of the Registration Unit in Washington, DC. Statements are also available online at the Registration Unit's webpage: <http://www.fara.gov/>. One copy of every such document, other than informational materials, is automatically provided to the Secretary of State pursuant to Section 6(b) of the Act, and copies of any and all documents are routinely made available to other agencies, departments and Congress pursuant to Section 6(c) of the Act. The Attorney General also transmits a semi-annual report to Congress on the Administration of the Act which lists the names of all agents registered under the Act and the foreign principals they represent. This report is available to the public in print and online at: <http://www.fara.gov/>.

Public Reporting Burden. Public reporting burden for this collection of information is estimated to average .33 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Chief, Registration Unit, Counterespionage Section, National Security Division, U.S. Department of Justice, Washington, DC 20530; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

1. Name of Registrant
Whitney Coffin Colby II

2. Registration No.

6007

3. Name of Foreign Principal
Bharat Petroleum Corporation Limited

Check Appropriate Boxes

4. ☒ The agreement between the registrant and the above-named foreign principal is a formal written contract. If this box is checked, attach a copy of the contract to this exhibit.
5. ☐ There is no formal written contract between the registrant and the foreign principal. The agreement with the above-named foreign principal has resulted from an exchange of correspondence. If this box is checked, attach a copy of all pertinent correspondence, including a copy of any initial proposal which has been adopted by reference in such correspondence.
6. ☐ The agreement or understanding between the registrant and the foreign principal is the result of neither a formal written contract nor an exchange of correspondence between the parties. If this box is checked, give a complete description below of the terms and conditions of the oral agreement or understanding, its duration, the fees and expenses, if any, to be received.

7. Describe fully the nature and method of performance of the above indicated agreement or understanding.
Whitney Coffin Colby II acts a Commission agent to Bharat Petroleum Corporation Limited in a bid to the Defense Logistics Agency - Energy for the supply of Bulk Fuels to the United States Navy as typified in Solicitation # SP0600-09-R-0077-0001. Whitney Coffin Colby II will earn \$25 USD/ USG if awarded the contract. The registrant is also responsible for registering the foreign principal in the Central Contractor Registration (CCR) System, NATO registration and ensuring that all formalities are complied with to ensure the foreign principal can supply the products.

Formerly CRM-155

FOI(b)(7)-D
SEPTEMBER 2007

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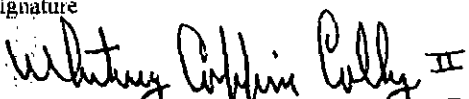
8. Describe fully the activities the registrant engages in or proposes to engage in on behalf of the above foreign principal.

The registrant is responsible for registering the foreign principal in the Central Contractor Registration (CCR) System, NATO registration and ensuring that all formalities are complied with to ensure the foreign principal can supply the products. The registrant is responsible for all negotiations with the Defense Logistics Agency - Energy such as supply schedules, pricing and coordinating activities to satisfy both parties.

9. Will the activities on behalf of the above foreign principal include political activities as defined in Section 1(o) of the Act and in the footnote below? Yes ☐ No ☒

If yes, describe all such political activities indicating, among other things, the relations, interests or policies to be influenced together with the means to be employed to achieve this purpose.

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2010 NOV 16 PM 3:23

Date of Exhibit B 16th November 2010	Name and Title Whitney Coffin Colby II	Signature 
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Footnote: Political activity as defined in Section 1(o) of the Act means any activity which the person engaging in believes with or that the person intends to, in any way influence any agency or official of the Government of the United States or any section of the public within the United States with reference to formulating, adopting, or changing the domestic or foreign policies of the United States or with reference to the political or public interests, policies, or relations of a government of a foreign country or a foreign political party.

भारत पेट्रोलियम कॉर्पोरेशन लिमिटेड
भारत सरकार का उपक्रम



BHARAT PETROLEUM CORPORATION LTD.
A Govt. of India Enterprise

November 10th, 2010

"Bharat Petroleum Corporation Limited, India confirms that it is the offeror on the Supplemental WESTPAC Solicitation # SP0600-09-R-0077-0001.

Furthermore, we have appointed M/s. Whitney Colby & Company LLC as the Commission agent and authorise Mr. Whitney Colby to act as the authorised negotiator on our behalf pertaining to this particular Solicitation."

For Bharat Petroleum Corporation Ltd.

D M Reddy
Executive Director (I&C)
reddydm@bharatpetroleum.in

NSD/CES/REGISTRATION UNIT
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भारत भवन, 4 & 6, करीमभाई रोड, बैलार्ड एस्टेट, पोस्ट बॉक्स क्र. 688, मुंबई - 400 001. फोन : 2271 3000 / 4000, फैक्स : 2271 3874

Bharat Bhavan, 4 & 6, Currimbhoy Road, Ballard Estate, P. B. No. 688, Mumbai - 400 001. Phone : 2271 3000 / 4000, Fax : 2271 3874
email : info@bharatpetroleum.in Web : www.bharatpetroleum.in

Received Time-Nov. 10. -- 8:39AM

Whitney Colby & Company LLC
208 West San Francisco Street, # 2, Santa Fe, New Mexico 87501, USA
 TEL: +1 (917) 740 8077 FAX: +1 (917) 591 8189

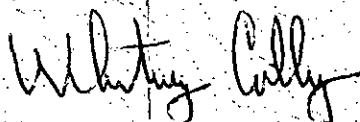
We accept all terms and conditions of Solicitation#: SP0600-09-R-0077-0001 and Amendments 0001 – 0003 (including exceptions or additional terms and conditions of the offer, which have previously been determined acceptable by DLA Energy).

As listed above, the end product is manufactured in India and according to DFARS Clause 252.225-7021 TRADE AGREEMENTS, India is a non-qualifying country.

Also, please note that our increase in the offer price from the price quoted in the submission package is due to the refinery adjustments that Bharat Petroleum needs to carry and to meet the Pour Point requirements after the Pre-Award Survey at the Mumbai and Kochi refineries on 03 NOV 2010 and 08 NOV 2010 respectively.

We look forward to hearing from you.

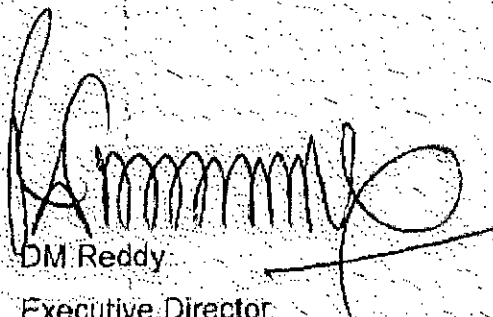
Sincerely,



Whitney Colby

CEO

Whitney Colby & Company LLC



DM Reddy

Executive Director

Bharat Petroleum Corporation Limited

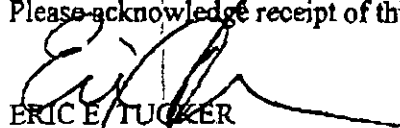
FROM: Defense Logistics Agency - Energy
DLA Energy-BEB, Room 2959
8725 John J. Kingman Road, Suite 4950
Ft. Belvoir, VA 22060-6222 USA
Fax: (703) 767-9044

DATE: November 9, 2010

SUBJECT: Extension to Closing of Negotiations: WESTPAC Supplemental Solicitation SP0600-09-R-0077-0001

NSD/CES/REGISTRATION UNIT
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1. In view of the need for additional time to resolve outstanding concerns, the time and date for concluding negotiations under Solicitation SP0600-09-R-0077-0001 is hereby extended to **Monday, November 15, 2010, at 3:00 P.M. (1500 hours), local time, Ft. Belvoir, Virginia, USA.**
2. The date and time set for receipt of Final Proposal Revisions (FPRs) under Solicitation SP0600-09-R-0077-0001 is **Tuesday, November 16, 2010, at 3:00 P.M. (1500 hours), local time, Ft. Belvoir, Virginia, USA.** FPRs received after the date and time specified will be considered late in accordance with Instruction INT-L2.05-2 INSTRUCTIONS TO OFFERORS - COMMERCIAL ITEMS (BULK) (DLA ENERGY JUL 2010) of the subject solicitation.
3. Offerors should clearly state that offered prices are indexed to a particular reference price for the offered product, effective July 21, 2010 provided in DLA Energy's Opening of Negotiations message dated October 18, 2010. All FPRs must be annotated with quantities offered, as well as with the offeror's acceptance of all terms and conditions of Solicitation SP0600-09-R-0077-0001 and Amendments 0001 - 0003 (including exceptions or additional terms and conditions of the offer, which have previously been determined acceptable by DLA Energy). *NOTE: As identified in Amendment 0002 issued October 29, 2010, DFARS Clause 252.225-7021 TRADE AGREEMENTS applies to this procurement unless the requirement is waived, a decision for which will be determined after receipt of FPRs. Therefore, by submission of an offer, the offeror must either: (1) Certify that each end product to be delivered is a U.S.-made, qualifying country, or designated country end product; or (2) List, by country name, the non-U.S., non-qualifying country(ies), or non-designated country(ies) in paragraph (c)(2) of the provision and submit to the Contracting Officer for review. A listing of qualifying/designated countries is attached to this message.*
4. Please ensure that all exceptions or additional terms and conditions of your offer have been addressed and determined acceptable or formally withdrawn prior to the closing of negotiations on November 15, 2010. All issues other than price should be reconciled prior to receipt of FPRs. Offerors are cautioned that new exceptions to the terms and conditions of the solicitation proposed at the time of FPRs may eliminate that offer from being considered for evaluation and/or award. Be advised that on November 15, 2010 at 3:00 P.M. local time, Ft. Belvoir, Virginia, USA, all discussions are to be concluded.
5. **DLA Energy appreciates your consideration and requests continued cooperation from all offerors in submitting any final terms and conditions and reconciling any outstanding issues as soon as possible.**
6. The facsimile transmission number for FPRs is (703) 767-9044. If for any reason you experience difficulties with this number, please contact the Contracting Officer at telephone (703) 767-9309.
7. Address any questions to Ms. Lorena Montenegro at (703) 767-9496.
8. Please acknowledge receipt of this message.


ERIC E. TUCKER
Contracting Officer - Overseas
Bulk Petroleum

Received Time Nov. 10. 8:39AM